

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: OPEM *et al.*

Appl'n No.: 10/519,151

Filed: December 27, 2004

Conf. No.: 5475

For: REVALIDATION OF A COMPILER  
FOR SAFETY CONTROL

Atty. Dkt.: 43315-211929

- ) Group Art Unit: TBA
- ) Examiner: TBA

**RESPONSE TO  
NOTIFICATION OF  
MISSING  
REQUIREMENTS**

26694  
U.S. PATENT AND  
TRADEMARK OFFICE

**October 14, 2005**

**Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

Sir:

In response to the Notification of Missing Requirements dated October 6, 2005, submitted herewith are the following:

- Copy of Notification of Missing Requirements of Nonprovisional Application;
- Executed copy of Declaration; and
- Executed copy of Assignment, with Recordation Cover Form Sheet.
- Assignment Recordation Fee \$ 40.

**Total fees enclosed:** \$ 40.00

Should any greater or lesser fee be required, please charge or credit our Deposit Account No. 22-0261 and advise us accordingly.

Date: 10/14/05

Respectfully submitted,

Eric Finkel

Eric J. Franklin, Reg. No. 37,134

### Attorney for Applicants

VENABLE LLP

575 7<sup>th</sup> Street, NW

Washington, DC 20004

Telephone: (202) 344-4936

Facsimile: (202) 344-8300



JC04 Rec'd PCT/PTO 14 OCT 2005

PTO/SB/21 (08-00)

Please type a plus sign (+) inside box → ☐

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	<b>Application Number</b>	10/519,151
	<b>Filing Date</b>	December 27, 2004
	<b>First Named Inventor</b>	OPEM et al.
	<b>Group Art Unit</b>	tba
	<b>Examiner Name</b>	tba
<b>Total Number of Pages in This Submission</b>	<b>Attorney Docket Number</b>	43315-211929

**ENCLOSURES (check all that apply)**

<input checked="" type="checkbox"/> <b>Fee Transmittal Form</b>  <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Preliminary Amendment / Response  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input checked="" type="checkbox"/> <b>Information Disclosure Statement</b>  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input checked="" type="checkbox"/> <b>Response to Missing Requirements under 35 U.S.C. 371</b>	<input checked="" type="checkbox"/> <b>Assignment Papers</b> (for an Application)  <input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition to Correct Inventorship  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> <b>Other Enclosure(s)</b> (please identify below):  1. Declaration 2. PTO-1449 (10 references)
<b>Remarks</b>		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name		<b>*26694*</b> <b>26694</b> PATENT & TRADEMARK OFFICE
Signature	Eric J. Franklin, Reg. No. 37,134	
Date	October 14, 2005	

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450b			
Typed or printed name		on this date:	
Signature		Date	

**VENABLE**  
ATTORNEYS AT LAW

SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, 22313-1450.

PIPE IAP45  
OCT 14 2005  
PATENT & TRADEMARK OFFICE

# FEE TRANSMITTAL for FY 2005

Patent fees are subject to annual revision.

Rec'd PTO 14 OCT 2005

TOTAL AMOUNT OF PAYMENT (\$) 40

Application Number	10/519,131
Filing Date	December 27, 2004
First Named Inventor	OPEM et al.
Examiner Name	TBA
Group / Art Unit	TBA
Attorney Docket No.	43315-211929

METHOD OF PAYMENT (check one)					FEE CALCULATION (continued)																																																																																																																																																																																																																						
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:  Deposit Account Number: 22-0261  Deposit Account Name: Venable LLP  <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27					3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Fee Code</th> <th>Lrg Ent Fee (\$)</th> <th>Fee Code</th> <th>Sm Ent Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1111</td><td>500</td><td>2111</td><td>250</td><td>Utility Search Fee</td><td></td></tr> <tr><td>1112</td><td>100</td><td>2112</td><td>50</td><td>Design Search Fee</td><td></td></tr> <tr><td>1113</td><td>300</td><td>2113</td><td>150</td><td>Plant Search Fee</td><td></td></tr> <tr><td>1114</td><td>500</td><td>2114</td><td>250</td><td>Reissue Search Fee</td><td></td></tr> <tr><td>1311</td><td>200</td><td>2311</td><td>100</td><td>Utility Examination Fee</td><td></td></tr> <tr><td>1312</td><td>130</td><td>2312</td><td>65</td><td>Design Examination Fee</td><td></td></tr> <tr><td>1313</td><td>160</td><td>2313</td><td>80</td><td>Plant Examination Fee</td><td></td></tr> <tr><td>1314</td><td>600</td><td>2314</td><td>300</td><td>Reissue Examination Fee</td><td></td></tr> <tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td>Surcharge - 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late filing fee or oath		1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet		1053	130	1053	130	Non-English specification		1812	2,520	1812	2,520	For filing a request for reexamination		1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action		1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action		1251	120	2215	60	Extension for reply within first month		1252	450	2252	225	Extension for reply within second month		1253	1,020	2253	510	Extension for reply within third month		1254	1,590	2254	795	Extension for reply within fourth month		1255	2,160	2255	1080	Extension for reply within fifth month		1401	500	2401	250	Notice of Appeal		1402	500	2402	250	Filing a brief in support of an appeal		1403	1,000	2403	500	Request for oral hearing		1451	1,510	1451	1,510	Petition to institute a public use proceeding		1452	500	2452	250	Petition to revive - unavoidable		1453	1,500	2453	750	Petition to revive - unintentional		1501	1,400	2501	700	Utility issue fee (or reissue)		1502	800	2502	400	Design issue fee		1503	1,100	2503	550	Plant issue fee		1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)		1806	180	1806	180	Submission of Information Disclosure Stmt		8021	40	8021	40	Recording each patent assignment per property (times number of properties)	\$40	1809	790	2809	395	Filing a submission after final rejection (37 CFR § 1.129(a))		1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))		1801	790	2801	395	Request for Continued Examination (RCE)	
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1201	200	2201	100	Independent claims in excess of 3																																																																																																																																																																																																																							
1203	360	2204	180	Multiple dependent claim, if not paid																																																																																																																																																																																																																							
1204	200	2204	100	** Reissue independent claims in excess of three																																																																																																																																																																																																																							
1205	50	2205	25	** Reissue claims in excess of 20 and over original patent																																																																																																																																																																																																																							
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**or number previously paid, if greater; For Reissues, see above																																																																																																																																																																																																																											
SUBMITTED BY Complete (if applicable) Name (Print/Type) Eric J. Franklin Signature Date October 14, 2005					Reg No. Attorney/Agent 37,134 Telephone 202-344-4000																																																																																																																																																																																																																						

RA: EJJ



## UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/519,151	Audun OPEM	43315-211929

INTERNATIONAL APPLICATION NO.
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PCT/IB03/02720

I.A. FILING DATE	PRIORITY DATE
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06/27/2003

06/28/2002

Venable  
 P O Box 34385  
 Washington, DC 20043-9998

CONFIRMATION NO. 5475

371 FORMALITIES LETTER



\*OC000000016310433\*

Date Mailed: 10/06/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/27/2004
- Copy of the International Search Report filed on 12/27/2004
- Copy of IPE Report filed on 12/27/2004
- Preliminary Amendments filed on 12/27/2004
- Request for Immediate Examination filed on 12/27/2004
- U.S. Basic National Fees filed on 12/27/2004
- Priority Documents filed on 12/27/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

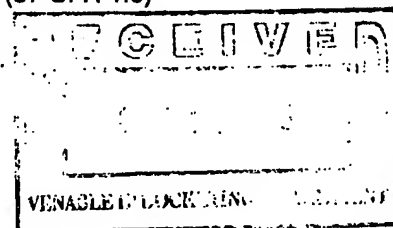
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.



FRANCINE YOUNG

Telephone: (703) 308-9140 EXT 215

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/519,151	PCT/IB03/02720	43315-211929

FORM PCT/DO/EO/905 (371 Formalities Notice)